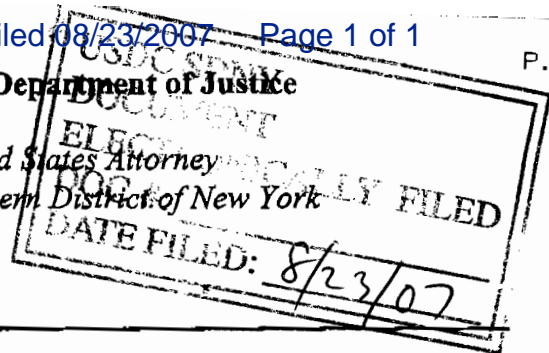


U.S. Department of Justice

United States Attorney  
Southern District of New YorkThe Silvio J. Molloy Building  
One Saint Andrew's Plaza  
New York, New York 10007**MEMO ENDORSEMENT**

August 16, 2007

VIA FACSIMILEHonorable Alvin K. Hellerstein  
United States District Judge  
United States Courthouse  
50 Pearl Street  
New York, N.Y. 10007Re: United States v. Maria Diaz  
07 Cr. 717 (AKH)*So Ordered*  
*X [Signature] 8/22/2007*  
PART I Judge  
**LAURA TAYLOR SWAIN U.S.D.J.**

Dear Judge Hellerstein:

The above-referenced case was originally assigned to Judge Shirley Wahl Kram and has recently been reassigned to Your Honor. The defendant, Maria Diaz, was arraigned in Magistrate court on August 9, 2007. We have spoken with your deputy, Brigitte Jones, and scheduled the next pre-trial conference for September 6, 2007 at 11 a.m. The Government has produced discovery to the defendant and anticipates that the defendant will need time to review the discovery and determine whether it has any motions to make at the next pre-trial conference.

Accordingly, the Government respectfully requests, with defense counsel's consent, that the Court exclude time under the Speedy Trial Act from August 16, 2007 until September 6, 2007, because the ends of justice served by excluding time under the Speedy Trial Act outweigh the best interest of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(8).

Respectfully submitted,

MICHAEL J. GARCIA  
United States AttorneyBy: *Arianna Berg*  
Arianna R. Berg  
Assistant United States Attorney  
(212) 637-2551

cc: Andrew Ceresney, Esq. (by fax)